

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

MARVIN KENT POWELL and  
SHAWNA POWELL,

Plaintiffs,

v.

WILBANKS SECURITIES, INC., an  
Oklahoma Corporation, and AARON  
BRONELLE WILBANKS, individually,

Defendants,

and

Raymond James Financial, Inc.,

Garnishee.

Case No. 5:18-FJ-00003-HE

**FILED**

SEP 3 2019

CARMELITA REEDER SHINN, CLERK  
U.S. DIST. COURT, WESTERN DIST. OKLA.  
BY enm DEPUTY

**Non-Continuing and General Garnishee's Answer/Affidavit**

State of Florida

County of Pinellas

SS

I, Tricia Smith, Records Custodian, (garnishee or individual answering on behalf of garnishee), in answer to a garnishment summons served on the 26th day of August, 2019, and having knowledge of the facts and being sworn, state:

• **If Garnishee is an Individual:**

That garnishee is an individual, whose full legal name is \_\_\_\_\_,  
and that garnishee does business under the name of \_\_\_\_\_.

• **If Garnishee is a Partnership:**

That garnishee is \_\_\_\_\_, a partnership composed of the  
following persons: \_\_\_\_\_

• **If Garnishee is a Corporation:**

That garnishee is \_\_\_\_\_, a corporation, organized under the laws  
of the state of \_\_\_\_\_, and the official title of the person answering on behalf of  
garnishee is \_\_\_\_\_.

1. At the time of the service of the garnishment summons, or upon the date it became effective, the garnishee was not indebted to the judgment debtor for any amount of money nor did the garnishee have possession or control of any property, money, goods, chattels, credits, negotiable instruments or effects belonging to the judgment debtor or in which the judgment debtor had an interest because the employee/individual/judgment debtor was: *(Please check appropriate response)*

X Not employed

\_\_\_\_ Employed but no amounts due; specify reason: \_\_\_\_\_

  X   Other; specify: There are no open active accounts for Aaron Bronelle Wilbanks or  
Wilbanks Securites, Inc. nor is Aaron Bronelle Wilbanks an  
employee.

2. At the time of service of the garnishment summons or upon the date it became effective, the garnishee was indebted to the judgment debtor or had possession or control of the following property, money, goods, chattels, credits, negotiable instruments or effects belonging to the judgment debtor as follows: *(Please check appropriate response)*

\_\_\_\_ Earnings as shown on the attached Calculation for Garnishment of Earnings form which is incorporated by reference into this answer;

\_\_\_\_ Upon conducting the review of the debtor's account(s) mandated by 31 CFR § 212.1 et. seq, garnishee has determined the account(s) contains \$\_\_\_\_\_ **unprotected** funds, and \$\_\_\_\_\_ **protected** funds. Specify type(s) of protected funds, and if more than one type, specify amount of each: \_\_\_\_\_

\_\_\_\_ Other; specify: \_\_\_\_\_

Check here [ ] if additional pages are necessary.

3. Nothing has been withheld due to a prior garnishment or continuing garnishment which will expire on \_\_\_\_\_ and is in Case Number \_\_\_\_\_ in the District Court of \_\_\_\_\_ County, Oklahoma.

4. On \_\_\_\_\_, 20\_\_\_\_, the garnishee mailed a copy of the Notice of Garnishment & Exemptions and Application for Hearing by first-class mail to the judgment debtor at:

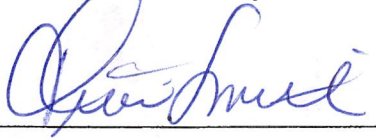
Address \_\_\_\_\_  
City \_\_\_\_\_  
State \_\_\_\_\_ Zip \_\_\_\_\_  
Date Mailed \_\_\_\_\_

Or, hand delivered the same to judgment debtor at:

Judgment Debtor \_\_\_\_\_  
Place \_\_\_\_\_

5. The garnishee makes the following claim of exemption on the part of the judgment debtor, or has the following objections, defenses, or setoffs to judgment creditor's right to apply garnishee's indebtedness to judgment debtor upon judgment creditor's claim:

Check here [ ] if additional pages are necessary.

By:  Date: 8/30/19

Title: Records Custodian, Raymond James Financial, Inc.

Subscribed and sworn to before me on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

When completed, **mail original answer to:** the Court Clerk of the United States District Court for the Western District of Oklahoma at the following address:

200 NW 4<sup>th</sup> Street  
Oklahoma City, OK 73102

**Please Note:** You must send your check for the amount garnished with a copy of your answer to the attorneys named below. The check shall be made to the attorneys' trust account, "RG Busch PLLC COLTAF Account"

Attorneys for Judgment Creditor:

Nicholas M. Tait and Rob G. Busch  
RG Busch PLLC  
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Greenwood Village, CO 80155